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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

UNITED STATES OF AMERICA,)	No. CR-10-00237 SBA
)	
Plaintiff,)	STIPULATED REQUEST TO CONTINUE
)	HEARING DATE TO SEPTEMBER 21,
v.)	2010 AND TO EXCLUDE TIME UNDER
)	THE SPEEDY TRIAL ACT AND ORDER
))	
JESSIE JAMES REDONDO,)	
)	Hearing Date: July 27, 2010
Defendant.)	Time: 9:00 a.m.

The above-captioned matter is set on July 27, 2010 before this Court for a status hearing. The parties jointly request that the Court continue the matter to September 21, 2010 at 9:00 a.m., and that the Court exclude time under the Speedy Trial Act, 18 U.S.C. §§ 3161(h)(7)(A) and (B)(iv), between July 27, 2010 and September 21, 2010.

On April 1, 2010, the Grand Jury charged Mr. Redondo with possession with intent to distribute methamphetamine, in violation of 21 U.S.C. § 841(a)(1), possession of a firearm in furtherance of a drug trafficking crime, in violation of 18 U.S.C. § 924(c), and as a felon in possession of a firearm, in violation of 18 U.S.C. § 922(g). He is subject to a mandatory minimum sentence of 10 years, and a statutory maximum of life imprisonment. He also faces a mandatory consecutive sentence of five years for the Section 924(c) offense.

1 The current status of the case is that the parties are negotiating this matter and anticipate
 2 that there will be a negotiated disposition of the case. In the meantime, the government has
 3 produced discovery to the defense and defense counsel needs additional time to review and
 4 process the discovery provided and to discuss those materials with her client. Additionally, the
 5 government recently produced additional Rule 16 discovery, and the defense needs additional
 6 time to review that discovery. The defense also requires additional time to complete its
 7 investigation of the circumstances of the offense and to collect Mr. Redondo's prior conviction
 8 records to prepare an estimate of his anticipated Guidelines range.

9 The requested continuance will allow the defense to complete its review of the discovery,
 10 to investigate the underlying facts of the case, and to obtain and review records. For this reason,
 11 the parties agree that the failure to grant this continuance would unreasonably deny counsel for
 12 defendant the reasonable time necessary for effective preparation, taking into account the
 13 exercise of due diligence.

14 The parties further stipulate and agree that the ends of justice served by this continuance
 15 outweigh the best interest of the public and the defendant in a speedy trial. Accordingly, the
 16 parties agree that the period of time from July 27, 2010 to September 21, 2010, should be
 17 excluded in accordance with the provisions of the Speedy Trial Act, 18 U.S.C. §§ 3161(h)(7)(A)
 18 and (B)(iv), for effective preparation of defense counsel, taking into account the exercise of due
 19 diligence.

20 DATED: July 23, 2010

 /S/
 WADE RHYNE
 Assistant United States Attorney

22 DATED: July 23, 2010

 /S/
 ANGELA M. HANSEN
 Assistant Federal Public Defender

24 I hereby attest that I have on file all holograph signatures for any signatures indicated by a "conformed" signature (/S/)
 25 within this e-filed document.

 /S/ ANGELA M. HANSEN

ORDER

Based on the reasons provided in the stipulation of the parties above, the Court hereby
FINDS:

1. Given that the government has produced discovery in this case and that defense counsel needs time to complete its review the discovery and to discuss the discovery materials with her client;

2. Given that the government has recently produced Rule 16 discovery, and that the defense needs additional time to review that new discovery;


3. Given that the defense needs additional time to continue to investigate the underlying facts of the case and to obtain records to calculate defendant's sentencing Guidelines range;

4. Given that these above-listed tasks are necessary to the defense preparation of the case and that the failure to grant the requested continuance would unreasonably deny counsel for defendant the reasonable time necessary for effective preparation, taking into account the exercise of due diligence;

5. Given that the ends of justice served by this continuance outweigh the best interest of the public and the defendant in a speedy trial;

Based on these findings, IT IS HEREBY ORDERED that the STATUS date of July 27, 2010 scheduled at 9:00 a.m., before the Honorable Saundra Brown Armstrong, is vacated and reset for September 21, 2010 at 9:00 a.m. It is FURTHER ORDERED that time is excluded pursuant to the Speedy Trial Act, 18 U.S.C. §§ 3161(h)(7)(A) and (B)(iv), from July 27, 2010 to September 21, 2010.

DATED: 7/27/10


HON. SAUNDRA BROWN ARMSTRONG
United States District Judge